

J1002 U.S. PRO  
09/903809  
07/13/01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :  
Duske et al. :  
Serial No. : Group Art Unit  
Filed: herewith : Examiner:  
For: MOBILE COMMUNICATIONS TERMINAL FOR SATELLITE COMMUNICATIONS SYSTEM

**TERMINAL DISCLAIMER PURSUANT TO 37 CFR § 1.321(b)**

Assistant Commissioner for Patents

Washington, DC 20231

07/17/2001 MWOLDER1 00000068 080219 09903809

01 FC:148 Sir: **110.00 CH**

Motient Services Inc., a corporation under the State of Delaware, and having an office at 10802 Parkridge Boulevard, Reston, Virginia 20191-5416, represents that it is the Assignee of the entire right, title and interest in and to U.S. Application Serial No. 09/---,---, entitled **MOBILE COMMUNICATIONS TERMINAL FOR SATELLITE COMMUNICATIONS SYSTEM** filed herewith, by virtue of an Assignment executed by Joseph A. Gruessing, Jr. to AMSC Subsidiary Corporation on March 14, 1997 and filed for recordation herewith, and by virtue of an Assignment executed by Frederick J. Duske, Jr., Thomas A. Barber and Dean A. Self to Stanford Telecommunications, Inc. on March 12, 1997, August 23, 1999 and August 18, 1999, respectively, filed for recordation herewith, and by virtue of an Assignment executed by Stanford Telecommunications, Inc. to AMSC Subsidiary Corporation on August 20, 1999, filed for recordation herewith, and by virtue of a name change from AMSC Subsidiary Corporation to Motient Services Inc. executed on April 24, 2000, filed for recordation herewith.

Your Petitioner further represents that it is the assignee of the entire right, title and interest in and to United States Application No. 09/093,095, by virtue of the Assignment executed by Joseph A. Gruessing, Jr. to AMSC Subsidiary Corporation on March 14, 1997 and recorded at Reel 9504, Frame 0872, and by virtue of an Assignment executed by Frederick J. Duske, Jr., Thomas A. Barber and Dean A. Self to Stanford Telecommunications, Inc. on March 12, 1997, August 23, 1999 and August 18, 1999, respectively, and recorded at Reel 010192, Frame 0053, and by virtue of an Assignment executed by Stanford Telecommunications, Inc. to

AMSC Subsidiary Corporation on August 20, 1999, and recorded at Reel 010192, Frame 0049, and by virtue of a name change from AMSC Subsidiary Corporation to Motient Services Inc. executed on April 24, 2000 and recorded at Reel 011373, Frame 0056.

Your Petitioner hereby disclaims the terminal part of any patent granted on said U.S. Application Serial No. 09/---,---, which would extend beyond the expiration date of any patent which issues from U.S. Application No. 09/093,095.

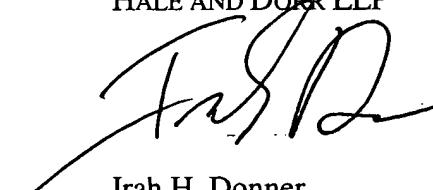
Your Petitioner further agrees that any patent issuing on said U.S. Patent Application Serial No. 09/---,--- shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any U.S. Patent which issues from U.S. Application No. 09/093,095, this agreement to run with any patent granted on said U.S. Patent Application Serial No. 09/---,--- and to be binding upon the grantee, its successor or assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Please charge the \$110.00 Disclaimer fee to Deposit Account Number 08-0219.

Respectfully submitted,

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